

**DECLARATION AND POWER OF ATTORNEY
ORIGINAL APPLICATION**

Attorney's Docket No. 312.2

As below-named inventors, we hereby declare that:

James E. Landry

Barry E. Burke

Our residence, post office address and citizenship are as stated below next to our names;

James E. Landry
100 Papwood Circle
Lafayette, LA 70503

Barry E. Burke
3727 Cypress Hill Drive
Spring, Texas 77388

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled, FLEXIBLE INSULATING MATERIAL AND METHOD OF USE, the specification of which

(check one) X is attached hereto.

 was filed on as
Application Serial No.
and was amended on
(if applicable).

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificates listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Applications: N/A

Priority

Claimed

(number) (country) (Day/Month/Year filed)

Yes

No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.) (Filing Date) (Status-patented, pending, abandoned)

Power of Attorney: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: C. Dean Domingue, Registration No. 33,682 and Robert L. Waddell, Registration No. 35,795.

Send Correspondence To:

Direct Telephone Calls To:

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(318) 265-3925
(318) 265-3924 (Fax)

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Family Name
Landry

First Given Name
James

Second Given Name
E.

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State
Louisiana

Zip Code
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Country
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Full Name of Inventor:**Family Name**

Burke

First Given Name

Barry

Second Given Name

E.

**Residence &
Citizenship:****City**
Spring**State or Foreign
Country**
Texas**Country of
Citizenship**
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Spring

State

Texas

Zip Code

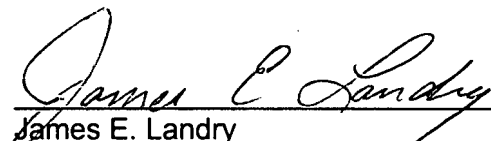
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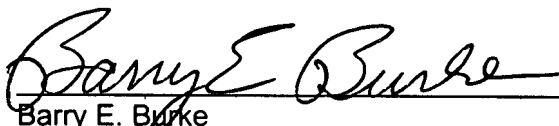
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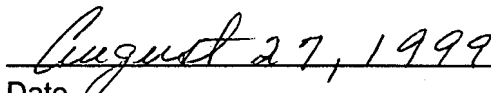
USA


I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signatures of Inventors:


James E. Landry


Barry E. Burke


Date


Date

**VERIFIED STATEMENT CLAIMING SMALL ENTITY
STATUS - INDEPENDENT INVENTOR**

Application or Patentee:

James E. Landry

Attorney's Docket No. 312.2

Serial or Patent No.:

Filed or Issued: Filed concurrently herewith

For: "A FLEXIBLE INSULATING MATERIAL AND METHOD OF USE:"

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9 (f) and 1.27(b) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9 (c) for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, to the Patent and Trademark Office described in A FLEXIBLE INSULATING MATERIAL AND METHOD OF USE

☒ (X) the specification filed herewith

☐ () Application serial no. _____ filed _____.

☐ () Patent no. _____, issued _____.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant convey or license, any rights in the invention to any person who could not be classified as in independent inventor under 37 CFR 1.9 (c) if that person had made the invention, or to any an concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9 (e).

Each person, concern or organization to which I have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey or license any rights in the invention is listed below:

☒ (X) no such persons, concern or organization

☐ () persons, concerns or organizations listed below*

* **NOTE:** Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entitles. (37 CFR 1.27)

FULL NAME: James E. Landry

ADDRESS: 100 Papwood Circle
Lafayette, LA 70503

☒ (X) Individual

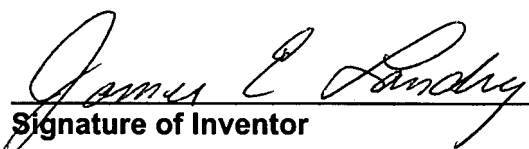
☐ () Small
Business Concern

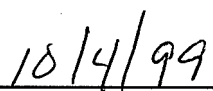
☐ () Nonprofit
Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

James E. Landry


Signature of Inventor


Date

652001-662710

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Application or Patentee:

Barry E. Burke

Attorney's Docket No. 312.2

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☐ () Patent no. _____, issued _____.

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☐ () persons, concerns or organizations listed below*

* **NOTE:** Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entitles. (37 CFR 1.27)

FULL NAME: Barry E. Burke

ADDRESS: 3727 Cypress Hill Drive
Spring, Texas 77388

☒ (X) Individual

☐ () Small
Business Concern

☐ () Nonprofit
Organization

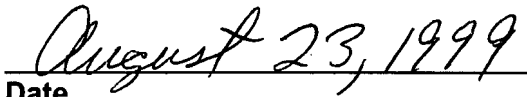
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Barry E. Burke



Signature of Inventor



Date

602007-EEEF100